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IDS Form 1449

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#### CERTIFICATE OF MAILING

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Y. Walker, Reg. No. 53,903; January 2, 2004

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#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Dreon et al.

Serial No

Filed: 7/2/2003

10/612,118

Examiner; unassigned

Art Group: unassigned

Attorney Docket No.: 0125-UTL

Title: Compositions and Methods For Reduction of Inflammatory Symptoms and/or

Biomarkers in Female Subjects

Commissioner for Patents P.O. Box 1450 Alexandria. VA 22313-1450

Sir:

## INFORMATION DISCLOSURE STATEMENT

Transmitted herewith for filing in the above identified Application, under 37 C.F.R. 1.97, are an information Disclosure Statement and completed PTO Form 1449.

- Identification of Time of filing the Information Disclosure Statement and any **Required Certification or Petition**
- The Information Disclosure Statement is being submitted: (a) within three (3) months of the filing date, or (b) before the mailing date of a first Office action on the merits. Therefore no fee is due or certification is required under 37 C.F.R. 1.97 (b).
- The Information Disclosure Statement is being submitted more than three (3) months [XX] after the filing date and after the mailing date of the first Office action on the merits, but before a final action under § 1.313 or a notice of allowance under § 1.311, whichever occurs first. The undersigned herby certifies under 37 C.F.R. 1.97(e)(1) that each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office on a counterpart foreign application not more than (3) months prior to the filing of the Information disclosure Statement. Therefore, no fee is due under 37 C.F.R. 1.97 (c).

Case 0125-UTL Page 2

Information Disclosure Statement Serial No: 10/612,118

### 2. Fee calculation and Deposit Account Authorization

The Information Disclosure Statement is being submitted more than three (3) months after the filing date and after the mailing date of the first Office action on the merits, but before a final action under § 1.313 or a notice of allowance under § 1.311, whichever occurs first, without certification under 37 C.F.R. 1.97(e). Therefore, only if this entry is checked in the left margin, the § 180.00 fee set forth in §1.17 (p) is authorized below.

Applicant(s) hereby petition requesting consideration of the Information Disclosure Statement. Therefore only if this entry is checked in the left margin, the \$180.00 petition fee set forth in \$ 117(i) is authorized below

- [] Please charge \$ \_\_\_\_\_ to Deposit Account No. 50-2247
- [] The Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 50-2247. This is not however, an authorization to pay the issue fee. A duplicate of this document is enclosed.

The Examiner is respectfully requested to consider these documents and to make them of record in the subject application.

Respectfully submitted,

Michelle Y. Walker Agent for Applicants Registration No. 53,903

Galileo Pharmaceuticals, Inc. 5301 Patrick Henry Drive Santa Clara, CA 95054 Telephone No. (408) 654-5830 ex. 179

Date: January 2, 2004

Form PTO-1449 (modified) Information Disclosure Statement by					ATTY, DOCKET NO.		SERIAL NO. 10/612,118		
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				U.S	Patent Documents				
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